WP(C) 4231/2007
BEFORE
HON'BLR MR JUSTICE AMITAVA ROY

Heard Mr HRA Choudhury, learned Senior counsel for the petitioner and Mr HK Sarma, learned Standing counsel, Assam State Electricity Board(hereinafter referred to as the 'Board').

For the order which I propose to pass, I do not consider it necessary to issue formal notices.

The petitioner's version is that , being an educated unemployed youth, he with the intention to start a Rubber Husking Rice Mill at Lakhipur, Goalpara obtained a loan of Rs.3,00,000/- from the Bank. On his application, he was also granted a 'No objection certificate' for obtaining electric connection by the Lakhipur Town Committee on 20.12.2005. He thereafter raised constructions and purchased the plants and machineries for the rice mill. Subsequently , he applied for the electric connection with the Board on 23.6.2007 by depositing an amount of Rs.27,905/- as security. The grievance expressed before this Court is that inspite of his several representations to the concerned authority of the Board , the connection as on today has not been provided.

Mr Choudhury has urged that in the above factual premise, the inaction on the part of the Board to discharge its statutory duty ought to be adjudged illegal , arbitrary,null and void. He therefore, submits that this petition be closed with a direction to the Board to provide the

electric connection to the petitioner's premises if all the legal formalities pertaining thereto have been complied with by him.

Mr Sarma has no objection to the course suggested.

Upon hearing the learned counsel for the parties and on a consideration of the pleaded facts and the documents appended thereto, it is provided that, in case ,the petitioner has complied with the essential requirements for obtaining the electric connection from the Board and has made necessary deposits as required and if there is no other impediment in law, he would be provided with the same without further delay. As the petitioner waits in expectation, the process as above should be completed within 10 days from the date of receipt of the certified copy of this order. It would be the responsibility of the respondent No.5, the Sub Divisional Officer(SDO), ASEB, Lakhipur Sub Division, Lakhipur, Dist. Goalpara in particular to ensure compliance of this order.

The petition stands disposed in the above terms. No costs.